



PATENT #6

ATTORNEY DOCKET NO.: 56159-5041

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Leo G.J. Frenken *et al.* )

Application No.: 09/807,172 )

Filed: April 10, 2001 )

For: ANTIGEN-BINDING PROTEINS )

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**PETITION TO WITHDRAW THE HOLDING  
OF ABANDONMENT UNDER 37 C.F.R. § 1.181**

In reference to the Notice of Abandonment dated May 30, 2002, Applicants respectfully request withdrawal of the holding of abandonment. Applicants submit that a response to the notification of Missing Requirements (dated May 7, 2001) was timely filed on May 29, 2001, and included a **signed Declaration, late fees and additional claim fees** as evidenced on the receipt bearing the U.S. Patent and Trademark Office Mail Room stamp enclosed.

Further, Applicants respectfully submit that a paper copy of the sequence listing was forwarded at the onset of the application filing as evidenced by the attached copy of the stamped postcard dated April 10, 2001. At the time Applicants received the Missing Requirements notification (May 7, 2001) there was no indication that a computer readable diskette was requested. While the box on the Notification Transmittal was checked indicating that Form PCT/DO/EO/920 was attached, it was not. Therefore, the Notification of Abandonment is the first notice that Applicants have received that indicates that a diskette was requested for the sequence listing. Accordingly, the requisite CRF is submitted

concurrently herewith, along with a Statement indicating that the CRF and the paper copy of the sequence listing are the same and include no new matter.

In preparing the CRF, Applicants identified several sequences in the application which were not included in the original sequence listing. These sequences were included in the CRF, and a corresponding substitute paper copy is also attached hereto.

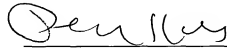
Finally, Applicants respectfully request that the Office recognize the Change of Correspondence Address filed in the subject application on January 31, 2002, a copy of which is attached hereto.

In view of the prior submission of the signed Declaration and late fees on May 29, 2001, the paper copy of the sequence listing on April 10, 2001, and the fact that the Notice of Abandonment was the first indication Applicants received requiring a CRF diskette, Applicants respectfully request withdrawal of the holding of abandonment of the subject application.

Dated: **July 3, 2002**  
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202-739-3000  
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Respectfully submitted  
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